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Our Ref: 23616.03

To: Examiner Jagdish Patel
U.S. Patent and Trademark Office Fax No: 703-746-5563
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From: R. Lewis Gable Date: January 30, 2002

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Message: Re: Serial No. 09/488,107
Office Action dated October 19, 2001
**METHOD AND APPARATUS FOR OFFERING FOR SALE
COLLECTIBLES ON PRIMARY AND SECONDARY
MARKETS**
Our Ref.: 23616.01

As we discussed today, I am enclosing a proposed Amendment, which can be the basis for a telephone interview. Note that the first page of the enclosed Amendment is clearly marked that this is a "Proposed Amendment" and is not intended to be our final, filed response.

When you receive this fax, please call me (212-790-9228) to set up a telephone interview.

R. Lewis Gable

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23616.01

Applicant or Patentee: Warren E. Friss, et al.

Serial No. or Patent No. 09/488,107

Filed or Issued: January 20, 2000

Art Unit: 2768

Examiner: Jagdish Patel

Title: **"METHOD AND APPARATUS FOR OFFERING FOR SALE
COLLECTIBLES ON PRIMARY AND SECONDARY MARKETS"**

Assistant Commissioner for Patents
Washington, D.C. 20231

January 3, 2002

PROPOSED AMENDMENT

In response to the Office Action dated October 19, 2001, please amend the above identified application as follows:

In the Claims:

Cancel claims 39, 40, 42 and 53.

~~Please amend without prejudice as follows:~~

33. (Amended) A method of managing an initial offering of collectibles for sale, said method carried out on a programmed computer to effect the following steps:

a) communicating an initial offering for sale to potential purchasers of a predetermined number of the collectibles;

b) receiving orders from the ordering potential purchasers, each order indicating the numbers of collectibles ordered by its purchaser; [and]

c) summing the ordered collectibles from the received orders to provide a total number of ordered collectibles; and